

AN ORDINANCE 99947

APPROVING THE FEE SIMPLE PURCHASE OF EIGHTEEN (18) PROPERTIES ALONG THE LEON AND SALADO CREEKS FOR A TOTAL AMOUNT OF \$69,750.00 FROM THE PARKS DEVELOPMENT AND EXPANSION VENUE PROJECT (PROPOSITION 3) SALES TAX FUNDS; AUTHORIZING \$5,040.00 FOR DUE DILIGENCE FEES, FOR A TOTAL AMOUNT OF \$74,790.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, under Proposition 3 of the election held on May 6, 2000, the voters of San Antonio approved an increase in the sales tax to fund the purchase of new parkland in the Edwards Aquifer zones as well as linear parks along Leon Creek and Salado Creek; and

WHEREAS, the City has identified for possible purchase eighteen (18) properties located along the Leon and Salado Creeks; and

WHEREAS, the Planning Commission reviewed and recommended these purchases on October 27, 2004; **NOW THEREFORE**:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The fee simple purchase of eighteen (18) properties along the Leon and Salado Creeks for a total amount of \$69,750.00 from the Parks Development and Expansion Venue Project (Proposition 3) sales tax funds is hereby approved. The Interim City Manager, or his designee, is hereby authorized to take all necessary administrative steps, including execution of any legal documents to close said purchase, after review and approval by the City Attorney or his designee, to accomplish the purchase of the eighteen properties. Said properties are listed by legal description and address in the document affixed hereto and incorporated herein for all purposes as Attachment I.

Section 2. The amount of \$74,790.00 is appropriated in SAP fund 29081000, "Edwards Aquifer Proj", in internal order 390000000345, SAP GL Account 6102100 - Interfund Transfers Out. The amount of \$74,790.00 is authorized to be transferred from SAP fund 29081000 to SAP fund 40005000.

Section 3. The budget in SAP Fund 40005000, PARK IMPROVEMENTS, Project Definition 26-00308, shall be revised by increasing WBS Element 26-00308-90-01, entitled "Transfer From 29081000, IO 390000000345", SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$74,790.00.


Section 4. The amount of \$69,750.00 is appropriated in Fund 40005000, PARK IMPROVEMENTS, Project Definition 26-00308, in WBS Element 26-00308-03-02, entitled Land Acquisition Costs, SAP GL Account 5209010 - Land Acquisition Cost, and is authorized to be encumbered and made payable for land acquisition in connection with the Proposition Three Creekway Linear Parks Acquisition and Park Expansion Project, when the purchase orders are issued.

Section 5. The amount of \$5,040.00 is appropriated in Fund 40005000, PARK IMPROVEMENTS, Project Definition 26-00308, in WBS Element 26-00308-03-01-01, entitled Title Commitments, SAP GL Account 5406520 – Other Expenditures, and is authorized to be encumbered and made payable for due diligence fees-title commitments in connection with the Proposition Three Creekway Linear Parks Acquisition and Park Expansion Project, when the purchase orders are issued.

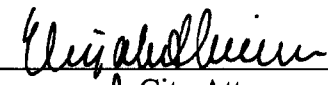
Section 6. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

Section 7. This ordinance shall become effective on and after November 14, 2004.

PASSED AND APPROVED this 4th day of November, 2004.


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney